

## **CONSENT AGENDA**

**JANUARY 26, 2009**

### **A. SCHEDULE PUBLIC HEARINGS**

#### **1. SUBJECT: SCHEDULE PUBLIC HEARING**

**R-FY-09-  
RESOLUTION BY THE BOARD OF SUPERVISORS  
OF THE COUNTY OF MONTGOMERY, VIRGINIA  
SCHEDULE PUBLIC HEARING ON THE BOARD'S INTENT TO  
APPROVE A JOINT ECONOMIC DEVELOPMENT AND  
GROWTH SHARING AGREEMENT**

BE IT RESOLVED, By the Board of Supervisors of the County of Montgomery, Virginia that the Board does hereby schedule a public hearing on February 23, 2009 at 7:15 p.m., or as soon thereafter, in the Board of Supervisors' Chambers, Montgomery County Government Center, 755 Roanoke Street, Christiansburg, Virginia for the purpose of receiving citizens' comments on the Board of Supervisors intent to enter into a Joint Economic Development and Growth Sharing Agreement with the Town of Christiansburg, providing for the sharing of revenues from the meals and transient lodging taxes collected by the Town of Christiansburg within the revenue sharing areas more fully described as the 47.966 acres located in the Mid-County area of Montgomery County more precisely shown on the Plat of Survey of Revised Corporate Line for the Town of Christiansburg located in the Shawsville Magisterial District, Montgomery County, Virginia, incorporated in said Growth Sharing Agreement.

ISSUE/PURPOSE: Schedule a public hearing.

JUSTIFICATION: Schedule a public hearing on the Board's intent to approve a Joint Economic Development and Growth Sharing Agreement with the Town of Christiansburg.

**B. APPROPRIATIONS AND TRANSFERS**

**1. SUBJECT: FIRE PROGRAM FUND**

**A-FY-09-  
FIRE PROGRAM FUND**

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the General Fund was granted an appropriation in addition to the annual appropriation for the fiscal year ending June 30, 2009 for the function and in the amount as follows:

23311	Fire Program Fund Distribution	\$73,767
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The source of the funds for the foregoing appropriation is as follows:

<u>Revenue Account</u>		
424401	Fire Program Fund Distribution	\$73,767

Said resolution appropriates funds received from the Fire Program Fund for use by volunteer fire departments.

**ISSUE/PURPOSE:** Appropriate funds received from the Fire Program Fund for use by the volunteer fire departments.

**JUSTIFICATION:** Monies within the Fire Fund are provided by the Department of Fire Programs for the improvement of volunteer and salaried fire service operations in Counties, Cities and Towns. Funds are obtained from a 1% assessment levied by the state on insurance premiums. Monies provided to the County are distributed based on population in the unincorporated areas of the county that are served by each fire department. The population data is based on address points in each area as maintained in the County's GIS system. The distribution is as follows:

	Population	%	Allocation
Blacksburg	11071	31.05%	22,903
Christiansburg	9552	26.79%	19,761
Elliston	7228	20.27%	14,952
Longshop/McCoy	1962	5.50%	4,059
Riner	5845	16.39%	12,092
	35658		73,767

Funds can be used for fire service training and the purchase of fire fighting equipment.

**2. SUBJECT: SHERIFF – RECOVERED COSTS**

**A-FY-09-  
SHERIFF  
RECOVERED COSTS**

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the General Fund was granted an appropriation in addition to the annual appropriation for the fiscal year ending June 30, 2009, for the function and in the amount as follows:

320	Sheriff – County	\$28,924
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The source of the funds for the foregoing appropriation is as follows:

<u>Revenue Account</u>		
419108	Recovered Costs	\$28,924

Said resolution appropriates recovered costs from security for use by the Sheriff's department.

ISSUE/PURPOSE:                      Appropriate funds from recovered costs from security worked by off-duty deputies.

**3. SUBJECT: CLERK OF CIRCUIT COURT**

**A-FY-09-  
CLERK OF CIRCUIT COURT  
TECHNOLOGY TRUST FUND**

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the General Fund was granted an appropriation in addition to the annual appropriation for the fiscal year ending June 30, 2009, for the function and in the amount as follows:

250	Clerk of Circuit Court	\$12,247
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The source of the funds for the foregoing appropriation is as follows:

<u>Revenue Account</u>		
02250-423100	Shared Expenses	\$12,247

Said resolution appropriates Technology Trust fund monies to cover the cost of computer equipment and microfilming and indexing for the Clerk's office.

ISSUE/PURPOSE: Appropriate Technology Trust fund monies to cover the cost of computer equipment and microfilming and indexing for the Clerk's office.

**4. SUBJECT: CLERK OF CIRCUIT COURT  
RECORD PRESERVATION GRANT**

**A-FY-09-  
CLERK OF CIRCUIT COURT  
RECORD PRESERVATION GRANT**

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the General Fund was granted an appropriation in addition to the annual appropriation for the fiscal year ending June 30, 2009, for the function and in the amount as follows:

250 Clerk of Circuit Court	\$4,480
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The source of the funds for the foregoing appropriation is as follows:

<u>Revenue Account</u>	
22511 424401	\$4,480

Said resolution appropriates grant funds to be used to restore deed books.

ISSUE/PURPOSE: Said resolution appropriates Record Preservation Grant funds received to cover the cost of restoring deed books.

**5. SUBJECT: PUBLIC SERVICE AUTHORITY**

**A-FY-09-  
PUBLIC SERVICE AUTHORITY  
SUPPLEMENTAL APPROPRIATION**

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the General Fund was granted an appropriation in addition to the annual appropriation for the fiscal year ending June 30, 2009, for the function and in the amount as follows:

890	Transfer to the PSA	\$12,000
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The source of the funds for the foregoing appropriation is as follows:

Revenue Account

413306 Boundary Adjustment Fee

\$12,000

Said resolution appropriates fees collected from the loss of utility service from the Maple Ridge Subdivision due a boundary line adjustment with the Town of Christiansburg.

ISSUE/PURPOSE: Appropriate fees collected from the Developer of the Maple Ridge Subdivision for the County's loss of utility service to the PSA.

JUSTIFICATION: The County entered into an agreement whereby the Maple Ridge subdivision developer will pay the County \$1500 per lot for the County's loss of utility service due to the development being located in the Town of Christiansburg. The total amount to be collected under the agreement is \$255,000. The total amount collected to date is \$40,500. This resolution appropriates \$12,000 of the total to the PSA.

Since 1997, the County has forgiven \$800,626 owed to the County from the PSA. This total includes \$142,050 from the incentive program which allowed the PSA to waive facility fees for new customers for a specified time period. The County also provides the PSA with office space, utilities, Human Resources, County Attorney and Treasurer's office services at no cost.

**C. FINAL PLAT**

**1. SUBJECT: FINAL PLAT –KENSINGTON  
SUBDIVISION PHASE 1**

**R-FY-09-  
FINAL PLAT  
KENSINGTON SUBDIVISION PHASE 1**

WHEREAS, Kensington Subdivision Phase 1 consists of a total of fifty-nine (59) new lots with fifty-four (54) lots located wholly within the Town of Christiansburg and five (5) lots that are partially within the Town of Christiansburg and unincorporated area of Montgomery County has been found to meet the requirements of the Montgomery County Code Chapter 8, Article IV (Subdivision Ordinance); and

WHEREAS, The Montgomery County Code, Section 8-156 provides that a subdivider shall make adequate provision for storm and floodwater runoff and that if a subdivision involves new streets, the Virginia Department of Transportation shall determine that adequate provision for runoff will be taken; and

WHEREAS, The Virginia Department of Transportation requires that Montgomery County assume maintenance responsibility and liability that might arise from detention facilities in subdivisions; and

WHEREAS, The Montgomery County Code, Section 8-157 provides for approval by the County of stormwater detention facilities conditioned upon agreement being entered into by the County and a homeowners association whereby the association assumes all liability for the maintenance and operation of the stormwater detention facilities; and

WHEREAS, The developer of Kensington Subdivision Phase 1 has agreed that said responsibility shall be assumed by the homeowners association.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Supervisors of Montgomery County, Virginia does hereby approve the Final Plat of Kensington Subdivision Phase 1 (Balzer and Associates, Inc. Job No. B0600041.00 dated 02/06/08), Riner Magisterial District.

FURTHER, The Chairman is hereby authorized to sign said plat for recordation.

ISSUE/PURPOSE: Approval and authorization for the Chairman to sign Final Plat on behalf of the County.

JUSTIFICATION: Kensington Subdivision Phase 1 consists of five-nine (59) new lots. All lots are served by public water and sewer provided by the Town of Christiansburg. It is a major subdivision and was approved by the Planning Commission on January 14, 2009. See TAB H for a copy of the Final Plat.